

Affidavit of Process Server

UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK

DOROTHY SCHRAGER vs SINDEE LEVIN Case Number: 11CIV4378

I **Housne Yassine**, being first duly sworn, depose and say: that I am over the age of 18 years and not a part to this action, and that within the boundaries of the state where service was effected, I was authorized by law to perform said service.

Party Served: **SINDEE LEVIN**

By leaving with **MARQUIS HIMES** (26yrs; 5'8"; 160lbs; Blk Male; drk hair; brn eyes) - MAIL CLERK AT COMMERCIAL MAIL RECEIVING AGENCY

Documents Served: **Summons in a Civil Action; Complaint with Exhibit A; Civil Cover Sheet; Individual Practices of Judge Stanton; Individual Practices of magistrate Judge pitman; [Blank Form] Notice; Consent and Reference of a Civil Action to a Magistrate and the Electronic Case Filing Rules and Instructions dated April 4, 2011**

Served at this location: , **149 SOUTH BARRINGTON AVENUE, # 810, LOS ANGELES, CA 90049**Date Served: **7/2/2011** Time of Service: **10:40 AM**

Thereafter copies of the documents were mailed by prepaid, first class mail on **July 07, 2011 FROM LOS ANGELES CA 90017**

Manner of Service:

- ☐ **PERSONAL SERVICE:** By personally delivering copies to the person being served.
- ☐ **SUBSTITUTED SERVICE AT RESIDENCE:** By personally delivering copies to the dwelling house or usual place of abode of the person (or authorized person on behalf of an entity) being served. Person receiving documents must be at least 18 years of age and should be informed of the general nature of the papers.
- ☐ **SUBSTITUTED SERVICE AT BUSINESS:** By leaving, during normal business hours, copies at the office of the person/entity being served with the person apparently in charge thereof.
- ☐ **POSTING:** By posting copies in a conspicuous manner to the front door of the person/entity being served.
- ☒ **PHYSICAL ADDRESS UNKNOWN:** By leaving with a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him of her of the general nature of the papers.

☐ **Non-Service:** After due search, careful inquiry and diligent attempts at the address(es) listed, I have been unable to effect process upon the person/entity being served because of the following reasons(s) shown on the attached list of attempt(s)

☐ **Other:**



SIGNATURE OF PROCESS SERVER

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) David G. Ebert Ingram Yuzek Gainen Carroll & Bertolotti, LLP 250 Park Avenue, 6th Floor New York, NY 10177 TELEPHONE NO.: (212) 907-9600 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): :		FOR COURT USE ONLY
UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: NEW YORK, NY BRANCH NAME: SOUTHERN DISTRICT OF NEW YORK		
PLAINTIFF/PETITIONER: DOROTHY SCHRAGER DEFENDANT/RESPONDENT: SINDEE LEVIN		CASE NUMBER: 11CIV4378
DECLARATION OF DILIGENCE		Ref. No. or File No.:

I received the within process on June 30, 2011 and that after due and diligent effort I have not been able to personally serve said person. I made the following attempts on the dates and times listed below to effect personal service. Additional costs for diligence are recoverable under CCP §1033.5 (a)(4)(B).

Servee: **SINDEE LEVIN**

Documents: **Summons in a Civil Action; Complaint with Exhibit A; Civil Cover Sheet; Individual Practices of Judge Stanton; Individual Practices of magistrate Judge pitman; [Blank Form] Notice; Consent and Reference of a Civil Action to a Magistrate and the Electronic Case Filing Rules and Instructions dated April 4, 2011**

As enumerated below:

June 30, 2011 -- 4:55 PM	149 SOUTH BARRINGTON AVENUE, # 810 LOS ANGELES, CA 90049
Given address is a UPS postal store. Subject is a box holder, was not in at time of attempt..	
July 01, 2011 -- 11:26 AM	149 SOUTH BARRINGTON AVENUE, # 810 LOS ANGELES, CA 90049
Given address is a UPS postal store. Subject is a box holder, was not in at time of attempt..	
July 02, 2011 -- 10:40 AM	149 SOUTH BARRINGTON AVENUE, # 810 LOS ANGELES, CA 90049
Substituted service effected.	

County: **Los Angeles**
 Registration No.: **2559**
Janney & Janney Attorney
Service, Inc.
1545 Wilshire Blvd., Suite 311
Los Angeles, CA 90017
(213) 628-6338

I declare under penalty of perjury the foregoing information contained in the return of service and statement of service fees is true and correct and that this declaration was executed on: July 13, 2011 at Los Angeles, California.

Signature: _____

Housne Yassine

DECLARATION OF DILIGENCE

Order#: LA763458 /DIIFormat.mdl

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Los AngelesOn 7-13-2011 before me, JACK W. BIGGERSTAFF Notary Public
Date Here Insert Name and Title of the Officerpersonally appeared Houssne YASSINE

Name(s) of Signer(s)



who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached DocumentTitle or Type of Document: Affidavit of Service & Declaration of DiligenceDocument Date: 7-2-11 Number of Pages: 2Signer(s) Other Than Named Above: Ø**Capacity(ies) Claimed by Signer(s)**

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

Order#: LA763458 /mailproof

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Los AngelesOn 7-13-11
Date

before me,

JACK W. BIGGERSTAFF Notary Public
Here Insert Name and Title of the Officerpersonally appeared K. Alexander III
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

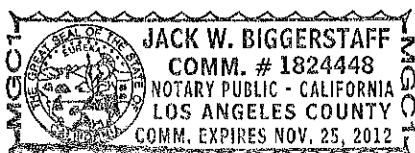
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Signature]

Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached DocumentTitle or Type of Document: Proof of Service by mailDocument Date: 7-7-11Number of Pages: 1Signer(s) Other Than Named Above: [Signature]**Capacity(ies) Claimed by Signer(s)**

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

**RIGHT THUMBPRINT
OF SIGNER**
 Top of thumb here

Signer's Name: _____

- ☐ Individual
☐ Corporate Officer — Title(s): _____
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

**RIGHT THUMBPRINT
OF SIGNER**
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